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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
on 2 February 2005

Date of Deposit

C. Noel Kaman, Reg. No. 51,857

Name of applicant, assignee or
Registered Representative

C. Noel Kaman

Signature

2 February 2005

Date of Signature

Case No. 10466/140
P2548P1C21

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Baker, et al.

Serial No.: 09/944,929

Examiner: Nancy S. Vogel

Filed: 8/31/2001

Group Art Unit: 1636

For: SECRETED AND
TRANSMEMBRANE
POLYPEPTIDES AND
NUCLEIC ACIDS ENCODING
THE SAME

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated October 6, 2004 of the Examiner finally rejecting Claims 24-41.

The item(s) checked below are appropriate:

1. A petition for an extension of time to respond to the final rejection for a period of one month is filed herewith.
2. A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. Fee \$500.00 Other than a Small Entity
 Enclosed
 Not required (Fee paid in prior appeal)
 Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)
 The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4. I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: 2 February 2005

C. Noel Kaman
C. Noel Kaman
Registration No. 51,857
Attorney for Applicant

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